

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent of:)
STEFAN R. HLIBOWICKI)
)
Serial No: 10/088,102)
)
Filing Date: September 22, 2000)
)
For: LOUDSPEAKER SYSTEM AND METHOD)
OF ASSEMBLING A LOUDSPEAKER SYSTEM)
FROM LOUDSPEAKER SUBASSEMBLIES)

Atty. Docket: 3419-516

Date: July 12, 2002

Assistant Commissioner for Patents
Washington, D.C. 20231
U.S.A.

PETITION TO REVIVE ABANDONED APPLICATION UNDER 37 CFR 1.137(b)

Applicant hereby petitions for revival of this application as being unintentionally abandoned, in accordance with 37 CFR 1.137(b). Applicant confirms that the entire delay in filing the required reply (accompanying this Petition) from the due date of March 22, 2002 until the filing of this Petition was unintentional. It always was and is applicant's intention to prosecute this application to issuance of a patent. Due to the use of an outdated fee schedule and the oversight of failing to authorize the Commissioner to charge additional fees to our Deposit Account, an amount insufficient to cover the Basic National Fee was submitted to the United States Patent Office.

The fee of \$640.00 for revival of an unintentionally abandoned application, at the small entity rate, along with the balance of the Basic National Fee in the amount of \$15.00 is

included in our cheque No. 5325. Any additional fees should be deducted from, or overpayment should be credited to, our deposit account No. 02-2095.

As this application was filed after June 8, 1995, it is understood that no Terminal Disclaimer is required.

In particular, it is understood that no extension fees are required, but if extension fees are required, they should be charged to our deposit account No. 02-2095, and your Office is requested to advise us of any such fee deduction from our deposit account.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'H. Samuel Frost', written in a cursive style.

H. Samuel Frost
Registration No. 31,696

/jw

Encl.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION FOR REVIVAL OF AN INTERNATIONAL APPLICATION FOR PATENT
DESIGNATING THE U.S. ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)
3419-516 HSF

First named inventor: Stefan R. Hlibowicki

International (PCT) Application No.: PCT/CA00/01067

U.S. Application No.: 10/088,102
(if known)

Filed: September 22, 2000

Title: LOUDSPEAKER SYSTEM AND METHOD OF ASSEMBLING A LOUDSPEAKER SYSTEM FROM
LOUDSPEAKER SUBASSEMBLIES

Attention: PCT Legal Staff
Box PCT
Assistant Commissioner for Patents
Washington, D.C. 20231

The above-identified application became abandoned as to the United States because the fees and documents required by 35 U.S.C. 371(c) were not filed prior to the expiration of the time set in 37 CFR 1.494(b) or (c) or 1.495(b) or (c) as applicable. The date of abandonment is the day after the date on which the 35 U.S.C. 371(c) requirements were due. See 37 CFR 1.494(g) or 1.495(h).

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee
- (2) Proper reply
- (3) Terminal disclaimer with disclaimer fee--required for all international applications having an international filing date before June 8, 1995; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

☒ Small entity - fee \$ 640.00 (37 CFR 1.17(m)). Applicant claims small entity status.
See 37 CFR 1.27.

☐ Other than small entity - fee \$ _____ (37 CFR 1.17(m))

2. Proper reply

A. The proper reply (the missing 35 U.S.C. 371(c) requirement(s) in the form of
Balance of U.S. Basic National Fee (identify type of reply):

- ☐ has been filed previously on _____.
- ☒ is enclosed herewith.

07/17/2002 SNAJARRO 00000153 10088102

01 FC:241
02 FC:198

640.00 OP
15.00 OP

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Burden Hour Statement: This form is estimated to take 1.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

3. Terminal disclaimer with disclaimer fee

☒ Since this international application has an international filing date on or after June 8, 1995, no terminal disclaimer is required.

☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$_____ for a small entity or \$_____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. Statement. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

5/7/02
Date

H. Samuel Frost
Signature

H. Samuel Frost - Reg. No. 31,696

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Typed or printed name
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Enclosures: ☒ Response
☒ Fee Payment
☐ Terminal Disclaimer Form
☐ _____